

1 The Honorable Barbara J. Rothstein
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 MNG, LLC, a Washington Limited Liability
10 Company; PHILMON NEGUSSE, an
11 individual; and HENOK ABRAHA, an
individual,

12 Plaintiffs,

13 v.

14 MERRICK GARLAND, U.S. Attorney
15 General, U.S. Department of Justice; JAY
16 INSLEE, Governor of the State of Washington;
LIQUOR AND CANNABIS BOARD OF THE
STATE OF WASHINGTON; DAVID
17 POSTMAN, Chair of the Liquor and Cannabis
Board; RICK GARZA, Director of the Liquor
and Cannabis Board,

18 Defendants.

19 Case No. 2:21-cv-1038-BJR

20 STIPULATION AND ORDER OF
DISMISSAL OF ALL CLAIMS AGAINST
REMAINING DEFENDANTS WITHOUT
PREJUDICE

21 **JOINT STIPULATION**

22 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs MNG, LLC,
PHILMON NEGUSSE, and HENOK ABRAHA; and the Defendants U.S. Department of Justice, U.S.
23 Attorney General Merrick Garland, in his official capacity, Governor Jay Inslee, Washington State
24 Liquor and Cannabis Board, Chair David Postman, and Director Rick Garza, acting by and through

STIPULATION AND ORDER OF DISMISSAL [Case No.
2:21-cv-1038-BJR] - 1

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1 their respective counsel, under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the above-titled action
2 as to all claims and all remaining Defendants shall be dismissed without prejudice and without costs
3 to any of the parties.¹

4 **SO STIPULATED.**

5 DATED this 5th day of January, 2022.

6 Respectfully and jointly submitted,

7 /s/ Erik L. Halverson

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16 and Henok Abraha*

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19 /s/ Kristen R. Vogel
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30 Acting Director

31 ANDREA W. McCARTHY
32 Senior Trial Counsel

33 /s/ Paul E. Werner
34 PAUL E. WERNER
(Md. Bar, under LCR 83.1(c)(2))
35 Senior Trial Counsel
36 U.S. Department of Justice
37 P.O. Box 7146
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39 ¹ The claims against Attorney General Merrick Garland in his individual capacity were already
40 dismissed with prejudice. See ECF No. 21. This stipulation does not address those claims.

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3 *Attorneys for Attorney General Merrick
Garland in his individual capacity*

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5 BRUCE L. TURCOTT

6 /s/ Leah E. Harris

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11 *Attorneys for Jay Inslee, David Postman, Rick Garza, and Liquor and Cannabis Board of the
12 State of Washington*

ORDER

THIS MATTER having come before the undersigned judge of the above-entitled Court,
based on the foregoing stipulation, now, therefore,

IT IS HEREBY ORDERED that this matter, including all remaining claims and all remaining Defendants, shall be dismissed from the above-entitled action without prejudice and without costs or interest to any party.

DATED this 5th day of January, 2022.

Barbara J. Rothstein

BARBARA J. ROTHSTEIN
United States District Judge